m/045/005

OCT 2 4 2002

SECRETARY, BOARD OF OIL, GAS & MINING

BEFORE THE BOARD OF OIL, GAS AND MINING

DEPARTMENT OF NATURAL RESOURCES

STATE OF UTAH

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION BY UTAH PORTLAND QUARRIES, INC., FOR AN EXTENSION OF THE SUSPENSION PERIOD UNDER THE APPROVED NOTICE OF INTENTION FOR THE LITTLE MOUNTAIN QUARRY MINING OPERATION IN TOOELE COUNTY, UTAH

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION BY UTAH PORTLAND QUARRIES, INC., FOR AN EXTENSION OF THE SUSPENSION PERIOD UNDER THE APPROVED NOTICE OF INTENTION FOR THE QUARRY ANTONE MINING OPERATION IN TOOELE COUNTY, UTAH

ORDER OF CONSOLIDATION AND DISMISSAL

Docket No. 2002-017

Cause No. M/045/005

Docket No. 2002-018

Cause No. M/045/021

The Utah Board of Oil, Gas and Mining, having considered the verbal motion of counsel for Utah Portland Quarries, Inc., Michael J. Malmquist, at the regularly scheduled Board Hearing on October 23, 2002, and good cause appearing for granting said motion, hereby ORDERS that Petitioner's Request for Agency Actions in Docket No. 2002-017, Cause No. M/045/005 and

Docket No. 2002-018, Cause No. M/045/021 be consolidated and then dismissed without prejudice.

DATED this 24th day of October, 2002.

UTAH BOARD OF OIL, GAS & MINING

Elise L. Erler, Chairman

CERTIFICATE OF SERVICE

I hereby certify that on this 25 day of October, 2002, I caused to be mailed, postage prepaid, a true and correct copy of the foregoing ORDER OF CONSOLIDATION AND

Michael J. Malmquist, Esq. PARSONS, BEHLE & LATIMER 201 South Main Street, Suite 1800 Salt Lake City, Utah 84111 Attorneys for Petitioners

DISMISSAL to the following:

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Flang E. Dotter Board Secretary